



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: RICHARD JOHN WARBY

SERIAL No.: 10/047,986

FILED: January 17, 2002

FOR: DRUG DELIVERY DEVICES

GROUP ART UNIT: 3731

EXAMINER: Darwin P. Erez

ATTY. REFERENCE: WARB3002C/REF

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

COMMISSIONER OF PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated September 28, 2004, of the Primary Examiner finally rejecting claims 32-40 and 42-46.

The Appeal Fee is:

- ☒ enclosed ☒ \$500. ☐ \$250.
☐ not required (fee paid in prior appeal in this application).
☐ requested to be charged to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

☐ Small Entity Status is claimed.

☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

03/29/2005 MGBREM1 00000056 10047986

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500.00 DP

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Customer Number

Phone: (703) 683-0500

DATE: March 25, 2005

Respectfully submitted,

Richard E. Fichter

Attorney for Applicant

Registration Number: 26,382